

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	:	Examiner: M.A. Fadok
SHINICHI TAKAHASHI ET AL.	)	
	:	TC/Art Unit: 3625
Application No.: 10/766,893	)	
	:	
Filed: January 30, 2004	)	
	:	
For: ESTIMATED TIME OF ARRIVAL	)	
(ETA) SYSTEMS AND	:	
METHODS	)	October 23, 2006

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

The Office Action dated September 22, 2006, imposed an election-of-species requirement in the above-identified application, requiring that the present application be restricted to one of the following inventions:

- Group I: Claims 1-11, [24]-34, 47-57, and 70-80 -- drawn to a system, method, medium for determining a plurality of estimated times of arrival;
- Group II: Claims 12-14, 35-37, 58-60, and 81-83 -- drawn to a system, method, medium for receiving a plurality of estimated times;
- Group III: Claims 15, 38, 61, and 84 --drawn to a system, method, medium for calculating excess freight costs;
- Group IV: Claims 16, 39, 62, and 85 -- drawn to a system, method, medium for receiving freight costs; and

Group IV: Claims 17-23, 40-46, 63-69, and 86-92 -- drawn to a system,  
method, medium for determining a diversion plan.

Applicants elect without traverse Group II, 12-14, 35-37, 58-60, and 81-83.

Applicants note that Group I should be numbered 1-11, 24-34, 47-57, and  
70-80, since Claim 24 is the independent Claim corresponding to Claims 25-34.

#### REMARKS

Applicants' undersigned attorney may be reached in our New York office by  
telephone at (212) 218-2100. All correspondence should continue to be directed to our  
below listed address.

Respectfully submitted,

/Jonathan Berschadsky/  
Jonathan Berschadsky  
Attorney for Applicants  
Registration No. 46,551

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200

NY\_MAIN 598991v1